



Practitioner's Docket No. 7163-32

09996061-031402

PATENT

3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Schaldach, et al

Application No.: 09/996.061

Group No.: Unknown

Filed: November 27, 2001

Examiner: Unknown

For: STENT INCLUDING HUMAN OR ANIMAL TISSUE

COPY OF PAPERS  
ORIGINALLY FILED

Box Missing Part

Assistant Commissioner for Patents  
Washington, D.C. 20231

COMPLETION OF FILING REQUIREMENTS  
-- NONPROVISIONAL APPLICATION

CERTIFICATION UNDER 37 C.F.R. § 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner of Patents, Washington D.C. 20231  
☒ with sufficient postage as first class mail.

☒ as "Express Mail Post Office to Addressee" Mailing Label  
No. \_\_\_\_\_

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, 703 \_\_\_\_\_

  
Signature

Date: 5 March 2002

Stephen L. Grant Type or  
print name of person certifying

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

**I.** This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed February 25, 2002.

A copy of the Notice to File Missing Parts of Application--Filing Date Granted (Form PTO-1533) is enclosed.

### **DECLARATION OR OATH**

**II.** No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

### **TRANSMITTAL OF ENGLISH TRANSLATION OF NON-ENGLISH LANGUAGE PAPERS**

**III.** Submitted herewith is an English translation of the non-English language application papers as originally filed. Also submitted herewith is a statement by the translator of the accuracy of the translation. It is requested that this translation be used as the copy for examination purposes in the PTO.

### **COMPLETION FEES**

**IV.**

**1. Filing Fee**

Original patent application (37 C.F.R. Section 1.16(a))	\$740.00
--	----------

**2. Fee for Claims**

Each claim in excess of 20 (37 C.F.R. Section 1.16(c))	\$576.00
---	----------

**3. Surcharge Fees**

Late payment of filing fee and/or late filing of original declaration or oath (37 C.F.R. Section 1.16(e))	\$130.00
--	----------

**4. Assignment (See "ASSIGNMENT  
COVER SHEET")**

\$40.00

**5. Surcharge Fees**

English Translation as set forth in 37 CFR 1.17(i)	\$130.00
---	----------

Total Completion Fees      \$1,616.00

### **EXTENSION OF TIME**

V. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. Section 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

### **TOTAL FEE DUE**

VI. The total fee due is:

Completion fees	\$1,616.00
Extension fee (if any)	\$0.00
<b>Total Fee Due</b>	<b>\$1,616.00</b>

### **PAYMENT OF FEES**

VII. Enclosed is a check in the amount of 1,616.00.

Please charge Account No. 15-0450 for any fees that may be due by this paper.

### **AUTHORIZATION TO CHARGE ADDITIONAL FEES**

VIII. The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the pendency of this application to Account No. 15-0450.

37 C.F.R. Section 1.16(a), (f) or (g) (filing fees)  
37 C.F.R. Section 1.16(b), (c) and (d) (presentation of extra claims)  
37 C.F.R. Section 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

**VIII. ADDITIONAL DOCUMENTS**

Certified Copy of German Application Number 100 60 443.9.

Verification of Translation of Application.

Date: 5 MARCH 2002

Reg. No.: 33,390

Tel. No.: 330-864-5550

Customer No.: 021324

SyLAT

Signature of Practitioner

Stephen L. Grant

Hahn Loeser + Parks LLP

Twin Oaks Estate

1225 West Market Street

Akron, OH 44313-7188



# UNITED STATES PATENT AND TRADEMARK OFFICE

MAR 14 2002

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/996,061	11/27/2001	Max Schaldach	7160-50

CONFIRMATION NO. 3174

## FORMALITIES LETTER



\*OC00000007531279\*

Hahn, Loeser + Parks, LLP  
Twin Oaks Estate  
1225 W. Market Street  
Akron, OH 44313

COPY OF PAPERS  
ORIGINALLY FILED

Date Mailed: 02/25/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.

*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- The balance due by applicant is \$ 1000.
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

03/19/2002 BABRAHA1 00000062 0999061

01 FC:101	740.00 OP
02 FC:105	130.00 OP
03 FC:139	130.00 OP
04 FC:103	576.00

576.00 copy of this notice **MUST** be returned with the reply.

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Practitioner's Docket No. 7163-32



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Schaldach, et al

Application No.: 09/996,061

Filed: 11/27/2001

For: STENT INCLUDING HUMAN OR ANIMAL TISSUE

Group No.: Unknown

Examiner: Unknown

COPY OF PAPERS  
ORIGINALLY FILED

Assistant Commissioner for Patents  
Washington, D.C. 20231

TRANSMITTAL OF CERTIFIED COPIES

Attached please find the certified copy of the foreign application from which priority is claimed for this case:

Country: Germany

Application Number: 100 60 443.9

Filing Date: 11/29/2000

Date:

5 MARCH 2002

SLG  
Signature of Practitioner

Reg. No.: 33,390

Tel. No.: 330-864-5550

Customer No.: 021324

Stephen L. Grant  
Hahn Loeser + Parks LLP  
Twin Oaks Estate  
1225 West Market Street  
Akron, OH 44313-7188

CERTIFICATE OF MAILING (37 C.F.R. section 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date:

5 MARCH 2002

Stephen L. Grant  
(type or print name of person mailing paper)

SLG  
Signature of person mailing paper